

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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: TIANHAI LACE USA, INC., a New York corporation, :

: Plaintiff, :

: 18 Civ. 6616 (PAE)

: -v- :

: ORDER

: LORD & TAYLOR LLC, a Delaware corporation and G- :
: III LEATHER FASHIONS, INC., a Delaware corporation, :

: Defendants. :
: -----X

PAUL A. ENGELMAYER, District Judge:

On February 4, 2019, defendants filed a motion to dismiss the complaint under Rule 12(b) of the Federal Rules of Civil Procedure. Under Rule 15(a)(1)(B), a plaintiff has twenty-one (21) days after the service of a motion under Rule 12(b) to amend the complaint once as a matter of course.

Accordingly, it is hereby ORDERED that plaintiff shall file any amended complaint by **February 25, 2019**. No further opportunities to amend will ordinarily be granted. If plaintiff does amend, by **February 25, 2019**, defendant shall: (1) file an answer; (2) file a new motion to dismiss; or (3) submit a letter to the Court, copying plaintiff, stating that they rely on the previously filed motion to dismiss.¹

It is further ORDERED that if no amended complaint is filed, plaintiff shall serve any opposition to the motion to dismiss by **February 25, 2019**. Defendants' reply, if any, shall be

¹ If defendants file a new motion to dismiss or rely on their previous motion, plaintiff's opposition will be due 14 days thereafter, and defendants' reply, if any, will be due seven days after that.

served by **March 4, 2019**. At the time any reply is served, the moving party shall supply the Court with two (2) courtesy copies of all motion papers by mailing or delivering them to the Thurgood Marshall United States Courthouse, 40 Centre Street, New York, New York 10007.

SO ORDERED.

A handwritten signature in black ink, reading "Paul A. Engelmayer", is written over a horizontal line.

PAUL A. ENGELMAYER
United States District Judge

Dated: February 5, 2019
New York, New York